

REMARKS

In the instant restriction requirement, the Examiner requested an election of the following groups:

Group I: Claims 2, 4-13, 15-20 and 26-30, drawn to an antibiotic polymer combination, classified in class 424, subclass 486; and

Group II: Claims 21-25, drawn to a method of applying an antibiotic combination to a surface of a plastic and/or metal, classified in class 606, subclass 76.

The applicants hereby elect **Group I, Claims 2, 4-13, 15-20 and 26-30, drawn to an antibiotic polymer combination, and species directed to the antibiotic-polymer combination formed from a free flowing suspension**, but respectfully traverse this restriction requirement.

The applicants submit that the present restriction requirement is improper and unnecessary because the amendment to the claims merely reorganized the elements already in previous claim 1. The scope of these claims has not changed. Accordingly, the Examiner has already searched the entire scope of claim 28 and, therefore, there is no burden on the Examiner in continuing to examine all of the subject matter together. A new search requiring different fields of search is not required.

Based on the foregoing reasons, the applicants respectfully request that the restriction requirement be withdrawn. In the event that the Examiner does not withdraw the present restriction, the applicants reserve the right to prosecute the subject matter of the non-elected

embodiment(s) in a divisional application, if such subject matter is not ultimately granted in the present application. Moreover, applicants hereby reserve the right to rejoin embodiments, should rejoinder be appropriate.

CONDITIONAL PETITION FOR EXTENSION OF TIME

If entry and consideration of the amendments above requires any further extension of time, Applicants respectfully requests that this be considered a petition therefore. The Commissioner is authorized to charge any fee(s) due in this connection to Deposit Account No. 14-1263.

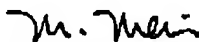
ADDITIONAL FEE

Please charge any insufficiency of fees, or credit any excess, to Deposit Account No. 14-1263.

Respectfully submitted,

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By



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